

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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EDWIN H. PEREZ,

Plaintiff,

-against-

VERIFIED
COMPLAINT

GEE VEE TRUCKING, INC. and
JOHAN A. BONILLA-GOMEZ,

Defendants.
-----X

Plaintiff, by his attorneys, SOFFEY & SOFFEY, complaining of
defendants, upon information and belief, states as follows:

FIRST: That at all times hereinafter mentioned, plaintiff
was a resident of the State of New York, and, more particularly, resided at
No. 20 Secor Place, Yonkers, New York.

SECOND: That at all times hereinafter mentioned, defendant,
GEE VEE TRUCKING, INC., (hereinafter referred to as "GEE VEE") was a
corporation duly organized and existing under and by virtue of the laws of
the State of New York.

THIRD: That at all times hereinafter mentioned, defendant,
"GEE VEE" maintained offices for the transaction of its business located at
No. 10 Taylor Avenue, Carteret, New Jersey 07008.

FOURTH: That at all times hereinafter mentioned, BONILLA-GOMEZ, (hereinafter referred to as "GOMEZ") was a resident of the State of New Jersey and, more particularly, resided at No. 1 Tysley Place, Raritan, New Jersey 08869.

FIFTH: That at all times hereinafter mentioned, [REDACTED] was the owner and operator of a 2016 Toyota Wagon bearing Registration Number HCX 5013 New York.

SIXTH: That at all times hereinafter mentioned, "GEE VEE" was the owner of a 2010 Peterbilt Truck Model 388 bearing Registration Number AP511N New Jersey.

SEVENTH: That at all times hereinafter mentioned, [REDACTED] was an employee of "GEE VEE".

EIGHTH: That at all times hereinafter mentioned, [REDACTED] operated the aforesaid vehicle owned by "GEE VEE" in the course of employment and pursuant to the business of "GEE VEE".

NINTH: That at all times hereinafter mentioned, [REDACTED] operated "GEE VEE's" aforementioned vehicle with the consent and permission of "GEE VEE".

TENTH: That at all times hereinafter mentioned, Route 9 South at the intersection of Perrine Road was a public roadway for the accommodation of vehicular and pedestrian traffic.

ELEVENTH: That this action is commenced pursuant to 28 US Code §1332.

TWELFTH: That there is a diversity of citizenship of plaintiff, a citizen of the State of New York, and defendants who are citizens of the State of New Jersey.

THIRTEENTH: That the matter in controversy herein exceeds the sum of Seventy-Five Thousand (\$75,000.00) Dollars.

FOURTEENTH: That on June 26, 2018 at approximately 9:15 A.M, plaintiff was operating his vehicle on Route 9 South. He was operating same in the middle lane of traffic bringing his vehicle to a stop at the intersection of Perrine Road.

FIFTEENTH: That while plaintiff's vehicle was legally stopped at the aforesaid location, defendant, "GOMEZ", in the operation of "GEE VEE's" aforesaid vehicle, did not bring his vehicle to a stop and struck the rear of plaintiff's vehicle with the front of the vehicle he was operating.

SIXTEENTH: That in acting as aforestated in paragraph “FOURTEENTH” and “FIFTEENTH”, hereinabove, defendants were careless and negligent.


SEVENTEENTH: That as a result of the aforesaid accident, plaintiff sustained serious and permanent injuries which have required surgery, medication, medical treatment and future additional surgery.

EIGHTEENTH: That plaintiff, himself, was in no manner careless or negligent in the circumstances that brought about the aforescribed accident.

NINETEENTH: That by reason of the foregoing, plaintiff has been damaged in the sum of Five-Hundred Thousand (\$500,000.00) Dollars.

TWENTIETH: That plaintiff hereby demands trial by jury.

WHEREFORE, plaintiff demands judgment in the sum of Five-Hundred Thousand (\$500,000.00) Dollars together with the costs and disbursements of this action.


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